

FILED

for Roanoke
SEP - 6 2007

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK
BY: *[Signature]*
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VINCENT L. SIMMONS,
Petitioner,

)
) Civil Action No. 7:07CV00193
)
)

v.

) ORDER
)
)
)

TERRY O'BRIEN, WARDEN
U.S.P. LEE, et al.,
Respondents.

)
) By: Hon. Jackson L. Kiser
) Senior United States District Judge
)

For the reasons set forth in the accompanying Memorandum Opinion, it hereby is

ADJUDGED and ORDERED

that Respondent's Motion to Dismiss is **GRANTED** and Simmons' suit is **DISMISSED** as to all Respondents.

The Clerk of Court is directed to strike this matter from the active docket of the court and to send certified copies of this Order and the accompanying Memorandum Opinion to Petitioner.

ENTER: This *6th* day of September, 2007.

[Signature]
Senior United States District Judge